

# Burt County Board Minutes



OFFICE OF THE BURT COUNTY CLERK  
**Minutes of the Burt County Board of Supervisors**  
**August 28, 2015**  
TEKAMAH NE 68061

The Burt County Board of Supervisors met in regular session on Friday, August 28, 2015 in the Boardroom of the Burt County Courthouse in Tekamah, Nebraska, pursuant to adjournment of their last meeting. Notice of the meeting was given in advance thereof by Publication in the Plaindealer, upon a 1<sup>st</sup> floor bulletin board within the courthouse and on the County's Website. A copy of the proof of publication is on file in the office of the County Clerk. The following members were present: Cliff Morrow, Greg Brummond, Matt Connealy, Perry Rogers, Ted Connealy and Gerald Newill. Absent - David Schold.

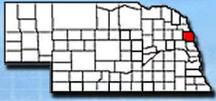
The meeting opened at 9:00 A.M. upon motion by Newill, seconded by Brummond, with roll call vote as follows: Ayes – Morrow, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays-none. Absent- Schold. Chairman Morrow informed the public that the Nebraska Open Meeting Act was posted on the wall.

Upon motion by M.Connealy, seconded by Rogers, the agenda was approved, with roll call vote as follows: Ayes –Morrow, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays-none. Absent- Schold.

Mark Blackford visited with the Board about County Road 21. The County has plans to re-do the County Road, in the process making it narrower. This is concerning to Blackford because Craig Cattle uses this County Road for staging during cattle loading and during harvest. He is aware that he needs to build an access road for a staging area, but wanted to discuss with the Board the timeline to avoid problems during harvest this season. An agreement was discussed, when the County cleans out road ditches on Co.Rd. 21 during this project, they will allocate this dirt to Blackford. The County will dump the dirt, but Blackford will do the finish work for this access area. The agreement also entailed waiting until after harvest for completion of the last quarter mile of this project in order to allow the use of the County Road until the access area can be built by Blackford.

The following claims for August in the amount of \$1,235,207.91 including \$109,896.05 for payroll, were read, audited, warrant drawn and checks generated on the respective funds on motion by M.Connealy, seconded by T.Connealy, with roll call vote as follows: Ayes – Morrow, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none. Absent- Schold. \$500,000.00 of this total reflects a transfer from the General Fund to the Road Fund.

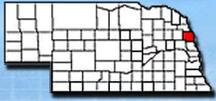
ADAM TRIPP	ATTY FEES	765.00
AFLAC	INSURANCE	820.23
ALL FLAGS, ETC	SUPPLIES	268.12
AMERICAN BROADBAND CLEC	SERVICE	1,328.97
ANDERSON HARDWARE	SUPPLIES	76.98



# Burt County Board Minutes



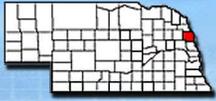
ANDY'S QUICK SHOP	FUEL	250.07
ANN FLOOD	ATTY FEES	50.00
APPLIED CONNECTIVE TECHNOLOGIES LLC	MONTHLY FEE	1,502.55
ARPS RED-E-MIX INC	CONCRETE	644.00
AS CENTRAL SERVICES	AS/400 COSTS	266.39
AS CENTRAL SERVICES, OCIO	TELETYPE SRV	350.00
AT&T	TELEPHONE	55.83
B'S ENTERPRISES INC	SIGNS	1,510.00
BERNIE MASLOWSKY	GRAVEL/BORROW	11,769.68
BILL J PICKELL	REPAIRS	170.66
BLACK HILLS ENERGY	UTILITIES	115.28
BLUE CROSS & BLUE SHIELD	INSURANCE	59,497.92
BLUFF GRAVEL COMPANY	GRAVEL/BORROW	10,112.13
BOBBY KELLOGG	PRIOR SERVICE	46.16
BOMGAARS SUPPLY INC	SUPPLIES	864.60
BRANIFF SERVICE	FUEL	1,746.93
BREHMER MFG INC	STEEL PRODUCTS	13.09
BURT COUNTY CLERK	POSTAGE	25.00
BURT COUNTY COURT	NONWAIVE FEES	180.00
BURT COUNTY DISTRICT COURT CLERK	NONWAIVE FEES	296.00
BURT COUNTY EXTENSION SERVICE	SUPPLIES	26.75
BURT COUNTY PUBLIC POWER DIST	RADIO TOWER	91.57
BURT COUNTY SHERIFF	SERVICE	102.60
BURT COUNTY TREASURER	FUND TRANSFER	500,000.00
BURT COUNTY TREASURER	BURT/WASH DRAINAGE	31,064.04
BURT COUNTY 4-H COUNCIL	MEALS FAIR	189.00
CARROLL WELTE	MEALS/MILES	205.20
CENTRAL UNITED LIFE INS CO	INSURANCE	10.25
CENTRAL VALLEY AG	FUEL	155.30
CENTURY BUSINESS PRODUCTS	COPY CONTRACT	448.46
CENTURYLINK	SERVICE	687.69
CITY CLERK	UTILITIES	39.75
CITY OF LYONS	UTILITIES	103.80
CITY OF TEKAMAH	UTILITIES	316.26
CLIFFORD L MORROW	MILE	21.85
CNA AUTO SERVICES,LLC	PARTS/LABOR	503.58
COMPLETE SECURITY & INVESTIGATIONS	SERVICE	150.00
CRAIG FIRE HALL	EXTENSION	25.00
CREDIT MANAGEMENT SERVICES INC	GARNISHMENT	612.62
CRESTON FERTILIZER MCL FARMS INC	SUPPLIES	244.61
CUBBY'S	MEALS	669.77
CVSOAN	REGISTRATION	75.00
D & M RADIATOR SERVICE	REPAIR	99.93
DEARBORN NATIONAL LIFE INSURANCE CO	LIFE INSURANCE	31.46
DECATUR EXPRESS	FUEL	3,641.82



# Burt County Board Minutes



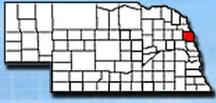
DOUGLAS COUNTY COURT	CTF COPIES	3.00
DOUGLAS COUNTY TREASURER	AUTOPSY	250.00
DREW LAW FIRM PC LLO	ATTY FEES	1,225.50
DXP ENTERPRISES INC	PARTS	654.34
EADIE GIBBS	SERVICE	56.00
ELECTION SYSTEMS & SOFTWARE	BALLOTS	856.88
ERNIE GLUP PIPE SALES	CULVERTS	1,289.40
FARMERS PRIDE	FUEL	3,510.12
FIRST CONCORD BENEFITS GROUP LLC	INSURANCE	490.00
FIRST NAT'L BANK-NORTHEAST-EFPTS	FEDERAL TAXES	36,623.53
FORNOFF & SCHUTT	ATTY FEES	187.50
FRANCES FRENCH	PRIOR SERVICE	11.00
FRED FRANKLIN	EQUIPMENT RENT	794.98
FRED MYTTY	BUDGET MAKING	1,600.00
FREMONT SANITATION	GARBAGE	121.28
GERALD E NEWILL	MILE	59.80
GREGORY J BRUMMOND	MILE	48.88
HOLMQUIST LUMBER INC	LUMBER/SUPPLY	126.13
ILA DAVIS	PRIOR SERVICE	18.00
IOWA OFFICE SUPPLY INC	LEASE/COPIES	301.48
JAMES G EGLEY	ATTY FEES	75.00
JAMES L DEVENING	TRASH REMOVAL	235.00
JAN RASMUSSEN	MILEAGE	93.15
JAY W JOHNSON	MILEAGE	278.88
JOHN WILSON	MEAL/MILES/ETC	42.99
JONI L. RENSHAW	MILES	129.95
K B'S MINI MART	FUEL	1,261.39
KATHLEEN A LAUGHLIN	GARNISHMENT	325.00
KEITH SMITH	LABOR	5.00
KEVIN ROSCOE	CULVERTS	538.05
KUENY & BEGLEY	ATTY FEES	1,785.00
LUXA CONSTRUCTION CO INC	CONCRETE SURF	64,464.21
LYNN PEAVEY CO	SUPPLIES	53.50
MADISON COUNTY DISTRICT COURT	ATTY FEES	100.00
MADISON COUNTY SHERIFF	MILEAGE	1,478.29
MAINELLI, WAGNER & ASSOCIATES INC	ENGINEERING	8,923.50
MARVIN SIEBRANDT	GRAVEL/BORROW	26,835.33
MARY LOFTIS	MILE/MEAL/ETC	273.65
MASSMUTUAL	INSURANCE	200.00
MATTHEW CONNEALY	MILE	58.65
MCH HEALTH SYSTEM	MEDICAL	533.49
MEMORIAL COMMUNITY HOSPITAL	TESTING	62.40
MICHAEL D SULLIVAN	ATTY FEES	50.00
MID-AMERICAN BENEFITS INC	INSURANCE	352.50
MIDWEST SERVICE AND SALES CO	CULVERTS ETC	50,383.91



# Burt County Board Minutes



MIDWEST SERVICE CO	FUEL/SUPPLIES	6,673.78
MILLS LAW OFFICE	ATTY FEES	6,918.25
MIPS INC	SERVICE	3,097.81
MOBILE BINDERS	SUPPLIES	339.77
NANCY SCHRAMM, COURT REPORTER	ATTY FEES	50.00
NATIONWIDE RETIREMENT SOLUTIONS	RETIREMENT	1,500.00
NE HEALTH & HUMAN SERVICES SYSTEM	LODGING	123.00
NE NEBR ASSN OF CO OFFICIALS	WORKSHOP	225.00
NEBR CHILD SUPPORT PAYMENT CTR	CHILD SUPPORT	1,224.17
NEBR PUBLIC HEALTH ENVIRONMENTAL	BLOOD TESTS	105.00
NEBRASKA DEPT OF LABOR	ELEVATOR INSP	140.00
NEBRASKA PUBLIC POWER DISTRICT	ELECTRICITY	1,339.10
NICK BOHANNON	MEALS/MILES	128.77
NMC	PARTS/LABOR	3,182.49
NORTHEAST NEBR TELEPHONE CO	TELEPHONE	229.43
O'KEEFE ELEVATOR CO INC	ELEVATOR	258.18
OFFICE SYSTEMS COMPANY	SUPPLIES	56.00
OFFICE WAREHOUSE	SUPPLIES	100.74
P & L TRUCKING INC	PARTS	5.07
PEGGY SMITH	MILE	59.23
PENNY A. WARREN	MILEAGE	150.07
PERRY ROGERS	MILE	23.00
PEST-TROL	PEST CONTROL	34.00
PHYSICIANS LABORATORY PC	AUTOPSY	690.00
PLAINDEALER PUBLISHING CO	PUBLISHING	779.23
QUALITY PRINTING & OFFICE SUPP	SUPPLIES	1,176.98
RDO TRUCK CENTERS	PARTS	387.37
RETIREMENT PLANS DIV. OF AMERITAS	RETIREMENT	17,701.37
SAPP BROS PETROLEUM INC	FUEL	3,333.97
SAVE MORE MARKET	SUPPLIES	26.00
SCHENKELBERG IMPLEMENT CO	PARTS	261.17
SEC OF STATE-ELECTION DIVISION	WORKSHOP	50.00
SHAMBURG AUTO SUPPLY	SUPPLIES	529.18
SHARON WIMER	MILEAGE	17.25
STALP GRAVEL CO	GRAVEL/BORROW	64,200.46
STATE TAX COMMISSIONER	STATE TAXES	4,634.36
STEVE CASS	PARTS	13.62
TEKAMAH POST OFFICE	PERMIT	225.00
THEODORE CONNEALY	MILE	50.03
THURSTON COUNTY SHERIFF	BD PRISONERS	3,000.00
TRI-STATE COMMUNICATIONS INC	TOWER RENT	158.50
VERIZON WIRELESS	CELL PHONE	198.60
VETTER EQUIPMENT	AIR COMPRESSOR	1,181.39
VILLAGE OF DECATUR	UTILITIES	73.96
WASHINGTON COUNTY COURT	CTF COPIES	3.50



# Burt County Board Minutes



WASHINGTON NATIONAL INSURANCE CO	INSURANCE	16.15
WATCH GUARD VIDEO	LABOR/REPAIRS	528.00
WELDON PARTS OMAHA	PARTS	180.81
WESTERN ENGINEERING CO INC	SURFACING	160,898.04
WPCI	TESTING	25.50

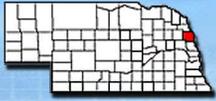
The minutes of the last meeting were approved upon motion by M.Connealy, seconded by Brummond, with roll call vote as follows: Ayes – Morrow, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none. Absent- Schold.

Communication from Northeast Nebraska Economic Development District Annual Report for 2014-2015 and Nebraska Department of Roads 2014 Annual Report of Traffic Crash Facts was noted and placed on file.

At 10:05 A.M. Chairman Morrow opened a public hearing regarding land owners Patrick, Larry and Doug Kriete spreading sludge from Omaha. Doug Kriete explained that they plan to stockpile the sludge when it becomes available and then will apply it next year. He also said that he has spoken to all of the neighbors of the property. Morrow voiced his concern over the trucks being aware of not tearing up our County Roads. Gordon Anderson from City of Omaha Public Works assured the Board that they'll only haul it in on dry roads and that they watch over the application process. The Chairman declared the public hearing closed at 10:12 A.M., and the Board went back into regular session. Motion was made by Brummond to approve a **Conditional Use Permit for sludge application** on the Patrick, Larry and Doug Kriete property located in S ½ SW ¼ & NE ¼ SW ¼ of 22-20-9, Newill seconded the motion, with roll call vote as follows: Ayes – Morrow, Brummond, M.Connealy, Rogers T.Connealy and Newill. Nays – none. Absent- Schold.

Patty Plugge from **Burt County Economic Development** Corporation came before the Board to get confirmation from the Board that the County will increase their **financial commitment** to \$36,000.00 for the fiscal year 16-17. She has had communication with Cities and Villages whom are currently not invested with BCEDC and hopes to gain their investments after she explains that she can lower their commitments due to the County increasing theirs. The County feels that the organization has a lot to offer it's communities, and is happy to be able to help the Cities with this investment.

Fred Mytty of Mytty PC Consulting presented the Board with **options for the 2015-2016 county budget**. Discussion followed regarding having a cash reserve versus the importance of alleviating tax burdens for the people of Burt County. M.Connealy expressed that tax asking being lowered for our residents is more important than reserves/catastrophic planning at this point in time. It was discussed and decided upon to use \$542,000.00 from the Inheritance Tax Fund in an effort to lower taxes. Mytty will finalize the Budget accordingly. The date for the final hearing of the budget was set for September 8, 2015, during the next regular board meeting.



# Burt County Board Minutes



Board Member M.Connealy offered the following resolution and moved for its adoption:

## RESOLUTION #2015-16

WHEREAS Burt County has jurisdiction over Craig, Decatur, Riverside, Arizona, and Pershing Townships;

AND WHEREAS their budgets will contain all zeros;

NOW THEREFORE BE IT RESOLVED by the Burt County Board of Supervisors that they approve an audit waiver request for each township.

DATED this 28<sup>th</sup> day of August, 2015, at Tekamah, Nebraska.

ATTEST: SARAH J. FREIDEL  
BURT COUNTY CLERK

CLIFF MORROW, CHAIRMAN  
BURT COUNTY BOARD OF SUPERVISORS

Board Member Brummond seconded the motion, and the Chairman declared it adopted, with roll call vote as follows: Ayes – Morrow, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none. Absent- Schold.

Board Member M.Connealy offered the following resolution and moved for its adoption:

## RESOLUTION #2015-19

WHEREAS, under L.B. 1154 (1996) any property tax for political subdivisions will be included in the County's tax levy.

NOW THEREFORE BE IT RESOLVED by the Burt County Board of Supervisors that pursuant to law, the County has subdivisions levy authority as specified on the County Levy Limit Form hereby and by this reference incorporated herein.

Fire Districts:	up to 4 cents
Cemetery Districts:	up to 3 cents
Townships:	0 cents

\$72,720.00 of the County's five-cent miscellaneous levy will be allowed to the Ag Society under an Interlocal Agreement.

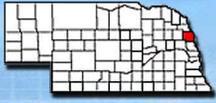
DATED this 28<sup>th</sup> day of August, 2015, at Tekamah, Nebraska.

ATTEST: SARAH J. FREIDEL  
BURT COUNTY CLERK

CLIFF MORROW, CHAIRMAN  
BURT COUNTY BOARD OF SUPERVISORS

Board Member Newill seconded the motion, and the Chairman declared it adopted, with roll call vote as follows: Ayes – Morrow, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none. Absent- Schold.

Treasurer Karen Grass requested to have two uncollectable **distress warrants stricken**. Upon motion by M.Connealy, seconded by Brummond, those two distress



# Burt County Board Minutes



warrants will be stricken, with roll call vote as follows: Ayes – Morrow, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none. Absent –Schold.

Upon motion by Brummond, seconded by Newill, the Board approved a **Special Designated Liquor License** for JT’s Bar & Grill to have a beer garden at the Hoot Gibson Rodeo Arena, 3499 Hwy 32, Tekamah, Nebraska, from September 12, 2015 at 4:00 p.m. until September 13, 2015 at 1:00 a.m., for a Tractor Pull Event. With roll call vote as follows: Ayes – Morrow, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none. Absent – Schold.

Board Member T.Connealy offered the following resolution with regards to Burt County Establishing a Lodging Tax:

## **Resolution 2015-18 Establish Burt County Visitors Promotion Fund**

WHEREAS, the Nebraska Visitors Development Act (hereinafter, “the Act”) allows for the creation of a County Visitors Promotion Fund and the imposition of an additional sales tax of not to exceed two percent (2%) upon the total consideration charged for occupancy of any space furnished by a hotel; and

WHEREAS, such sales tax proceeds are to be used generally to promote, encourage, and attract visitors to come to the county and use the travel and tourism facilities within the county; and

WHEREAS, pursuant to the Act, a public hearing prior to this Resolution was held on the 11<sup>th</sup> day of August, 2015 by the Board of Supervisors of the County of Burt, Nebraska;

NOW THEREFORE BE IT RESOLVED,

1. After consideration of information and views presented at the public hearing, the Board of Supervisors of the County of Burt, Nebraska determines it is advisable and proper that a County Visitors Promotion Fund (hereinafter “Fund”) be established for Burt County, and such fund is hereby established by this Resolution.
2. In order to assist the Board in the proper allocation and expenditures of such Fund, a visitors committee will serve as an advisory committee to the County Board in administering the proceeds from the Fund with the specific purposes of the Act in promoting, encouraging and attracting visitors to come to this county and to use the travel and tourism facilities within.
3. There is hereby imposed, pursuant to the Act, an additional sales tax of two percent (2%) upon the total consideration charged for occupancy of any space furnished by any hotel, as defined in Nebr. Rev. Stat., Section 81-3707, located within the County.

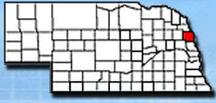
The proceeds of such tax shall be placed in the County Visitors Promotion Fund (Fund Number 0990) as established herein.

PASSED and APPROVED this 28<sup>th</sup> day of August, 2015.

ATTEST: SARAH J FREIDEL  
BURT COUNTY CLERK

CLIFFORD MORROW, CHAIRMAN  
BURT COUNTY BOARD OF SUPERVISORS

Board Member T.Connealy moved to adopt resolution #2015-19, Brummond seconded the motion, and the Chairman declared it adopted, with roll call vote as follows: Ayes – Morrow, Brummond, Rogers, T.Connealy and Newill. Nays – M.Connealy. Absent- Schold.



# Burt County Board Minutes



The process to set up the visitors committee for overseeing this Lodging Tax will begin with advertising, and will be addressed at the September 30<sup>th</sup> meeting.

Highway Superintendent Peggy Smith presented a **bid from Western Engineering Company, Inc for work on County Road 23**. The work will be a 3” overlay on Co.Rd. 23, from Hwy. 32 to Co.Rd. O. Motion was made by M.Connealy, seconded by Rogers to accept the bid for the amount of \$1,128,399.70, but Peggy will inquire about the mile that was previously patched. Roll call vote as follows: Ayes – Morrow, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none. Absent- Schold.

Superintendent Smith presented a **bid from Sta-bilt Construction Company for crackfilling on County Road L** and for Armor Coating on County Road GH. Motion was made by Brummond, seconded by T.Connealy to accept the bid for the crackfilling in the amount of \$7,540.00. Roll call vote as follows: Ayes – Morrow, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none. Absent- Schold. The armor coating on Co.Rd. GH will not be done at this time, discussions were mutual, if there are monies left over at the end of this fiscal year then that would allow the County Road C project to possibly get a start.

Smith reported that the #1 Bridge is caving off on the west side of the road again. She will get in touch with Thiesen to stabilize it.

There being no further business to come before the Board at this time, the meeting adjourned at 11:37 A.M. until September 8, 2015.

ATTEST: SARAH J. FREIDEL  
BURT COUNTY CLERK

CLIFFORD L. MORROW, CHAIRMAN  
BURT COUNTY BOARD OF SUPERVISORS

*These minutes are not the official record and may be corrected. A copy of the approved official minutes is available to the public at the Clerk's Office.*